

1 Muriel B. Kaplan, Esq. (SBN 124607)
Michele R. Stafford, Esq. (SBN 172509)
2 SALTZMAN & JOHNSON LAW CORPORATION
120 Howard Street, Suite 520
3 San Francisco, CA 94105
(415) 882-7900
4 (415) 882-9287 – Facsimile
mkaplan@sjlawcorp.com
5 mstafford@sjlawcorp.com

6 Attorneys for Plaintiffs
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9 UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 GIL CROSTHWAITE, et al.,

12 Plaintiffs,

13 v.

14 WESTERN TRACTION II, INC., et al.

15 Defendants.

Case No.: C07-1564 JSW

**REQUEST FOR STIPULATED
DISMISSAL**

16 The parties herein request the dismissal of this action *with prejudice* as to defendant Ron
17 Carlston, Jr., and *without prejudice* as to defendant Western Traction II, Inc., as provided in
18 paragraph 2H of their “Stipulation for Entry of Judgment” filed this day.
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20 Pursuant to that Stipulation, judgment is not to be entered until such time, if any, as
21 Defendant Western Traction II, Inc. defaults on the stipulated payment terms, as detailed in that
22 Stipulation.

23 The parties further stipulated that the court shall retain jurisdiction of this matter, as
24 provided in that same paragraph 2H.
25

26 **IT IS SO ORDERED:**

27 Dated: January 2, 2008
28


UNITED STATES DISTRICT COURT JUDGE